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|--|-----|------------------------|-------------------|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |     | Application Number     | 10/615,727        |
|  |     | Filing Date            | July 9, 2003      |
|  |     | First Named Inventor   | Mark A. Reiley    |
|  |     | Art Unit               | 3738              |
|  |     | Examiner Name          | David J. Isabella |
| Total Number of Pages in This Submission   | 318 | Attorney Docket Number | 29914-701.401     |

**ENCLOSURES (Check all that apply)**

|   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance communication to Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Information Disclosure Statement; Form PTO/SB/08 with 68 references cited. |
| Remarks   |  |   |

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

|                         |  |  |  |
|-------------------------|--|--|--|
| Firm or Individual name | W. Benjamin Glenn, Reg. No. 44,713, WILSON SONSINI GOODRICH & ROSATI |  |  |
| Signature               | <i>W. Benjamin</i>   |  |  |
| Date                    | May 31, 2005   |  |  |

**CERTIFICATE OF TRANSMISSION/MAILING**

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| Typed or printed name | Annette Palladino        |      |              |
| Signature             | <i>Annette Palladino</i> | Date | May 31, 2005 |

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PATENT

Attorney Docket No. 29914-701.401

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application )

Inventors: Mark A. Reiley )

Application No.: 10/615,727 )

Filed: July 9, 2003 )

Title: FACET ARTHROPLASTY DEVICES  
AND METHODS )

Confirmation No.: 1799

Art Unit: 3738

Examiner: David J. Isabella

Customer No.: 021971

AMENDMENT UNDER C.F.R. §1.116

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Introductory Comments:

Applicants submit this Amendment in response to the Office Action mailed on December 1, 2004. Reconsideration is respectfully requested in view of the amendments and remarks below.

Amendments to the Claims being on page 2 of this paper.

Remarks begin on page 12 of this paper.